#### State of California, State Water Resources Control Board Division of Water Rights P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: <a href="http://waterrights.ca.gov">http://waterrights.ca.gov</a>

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005. \*If the mail recipient's name, address or phone No. is wrong or missing, please correct. Owner of Record: LOUIS J BIAGGI;

> PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **LOUIS J BIAGGI PO BOX 368 MANCHESTER, CA 94063**

ST-SUPPL (1-05)

. Returned

STATEMENT NO.: | S01,0520 CONTACT PHONE NO.: (707)882-1842

Tributa County	Source Name:		H CREEK											
County	ary To:	PACIF	IC OCEA	Ν				and the second s						
	y:	Mendo	Mendocino SW1/4 of SW1/4 Section 24, T13N, R17W, MB&M							ar of First	Use:			
Diversi	ion Within	: SW1/4								rcel Numb	er:			
A.	Water is Used Under: Riparian claim F					Pre-19	Pre-1914 right Oth			lain):		<u> </u>		
B.	Year of F	irst Use:	(Please p	rovide if m	issing abo	ove)								
C.	Amount	of Use: E	nter the a	mount (or	the appro	ximate am	ount) of wa	iter used e	ach month, u	sing the ta	ble below	<i>ı</i> .		
	Amounts	below are	in: Gallo	ns		Million Gal	lons (MG)		Acre-1	eet (AF)	٠	Othe	r	
	Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Arınual
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	2004	-			<del> </del>				<del></del>		ļ	<del></del>	<del> </del>	
D.	D	-611	0			ited, stock								
	Changes (New pun Please ar 1. Cons	in Methonp, enlarge	d of Dive ed diversion those quo	rsion – De on dam, lo estions bel	escribe an cation of conserva	y changes diversion, e are applica	in your protect.)  able to you	pject since	your previous		t was filed	<b>i</b> .		
		Describe	any water			•	_					-		<del></del>
	b.	If you are show the	claiming amount o	credit for w	rater cons		nder sectio		he Water Co			; pre-1914 a	appropriativ	e right, pleas
	b.	Describe  If you are	claiming amount o	credit for w	rater cons	servation ur	nder sectio					pre-1914 a	appropriativ	ve right, pleas
	b.	If you are show the Reduction	claiming amount o	credit for w f water cor sions:	rater consisserved: _ (AF/MC	servation ur	nder sectio	n 1011 of t	he Water Co (AF/MG). Y	de for your	claimed	<u> </u>	AF/MG)	
-	b.	If you are show the Reduction	claiming amount o	credit for w f water cor sions:	rater consisserved: _ (AF/MC	servation ur	nder sectio	n 1011 of t	he Water Co	de for your	claimed	<u> </u>	AF/MG)	

Page 1 of 2

		ter quality and wastewater reclamation	14	<i>p</i>			
a.	· Ā	Are you now or have you been using read degree which unreasonably affects su	claimed water from a was	-	r, desalination fac	cility or water poll	uted by waste
b.		If you are claiming credit due to the sub- appropriative right under section 1010 o supply used:	f the Water Code, please	ter, desalinated water or e show amounts of reduc	colluted water in ed diversions and	lieu of a claimed a d amounts of sub	ore-1914 stitute water
-, .		Amount of reduced diversion: Year (AF/MG	) Year	(AF/MG) Year _		(AF/MG)	
		State the type of substitute water supply	/:				
		Amount of substitute water supply used Year (AF/MG	: ) Year	(AF/MG) Year _	<u> </u>	(AF/MG)	
	`oni	I have data to support the above surface	e water use reductions d	ue to the use of a substitu	ute water supply.	YES NO	·
3. C a.	-	Are you now using groundwater in lieu o	T I	NO			
b.		If you are claiming credit due to the sub Code, please show the amounts of grou		for a claimed pre-1914 ap	propriative right	under section 101	1.5 of the W
		Year (AF/MG	) Year	(AF/MG) Year _	<u> </u>	(AF/MG)	
		I have data to support the above surface	e water use reductions d	ue to the use of groundw	ater. YES	NO	
sought	t in	I have data to support the above surface and that it may be necessary to document the future.  that the information in this report is true to	t the water savings claim	ned in "F" above if credit i			and 1011 is
sought decla	t in are	and that it may be necessary to document the future.  that the information in this report is true t	it the water savings claim o the best of my knowled	ned in "F" above if credit of	under Water Cod	e sections 1010 a	and 1011 is
sought decla	t in are	and that it may be necessary to document the future.  that the information in this report is true to the future.	o the best of my knowled	ned in "F" above if credit of	under Water Cod	e sections 1010 a	and 1011 is
sought decla DATE: SIGNA	t in are : ATL	rand that it may be necessary to document the future.  that the information in this report is true to the true true true true true true true tru	o the best of my knowled	ned in "F" above if credit o	under Water Cod	e sections 1010 a	and 1011 is
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There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

of a stream but may not be used to store water for later use or to givert water winds or storage of water.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

Page 2 of

RECEIVED MAY 2 0 1996

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000 SACRAMENTO, CA 95812-2000 (916) 657-2170

#### SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

#### PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: LOUIS J BIAGGI, RUSSELL W-BIAGGI deceased LOUIS J BIAGGI STATEMENT NO: S010520 P O BOX 6 MANCHESTER, CA 95459 SOURCE: BRUSH CREEK TRIBUTARY TO: PACIFIC OCEAN TELEPHONE NUMBER: COUNTY: MÉNDOCING (707) 882-2347 **DIVERSION** YEAR OF FIRST USE: WITHIN: SW/ OF SW/ SECTION 24, T13N, R17W, MD&M. PARCEL NO: A. Water is used under: Riparian claim \_ \_; Pre 1914 right \_ ; Other (explain) B. Year of first use (Please provide if missing above) Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used. Amounts below are: □ Gallons □ Acre-feet (other) TOTAL YEAR JAN. FEB. MAR. APR. MAY JUNE JULY AUG. SEPT OCT. NOV. DEC ANNUAL 1993 1994 1995 (% D. <u>Purpose of Use</u> - Specify number of acres irrigated, stock watered, persons served, etc. Irrigation \_acres; Stockwatering \_ : Domestic Other (specify) E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) רדי F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief. 38 19 <u>46</u> California SIGNATURE: PRINTED NAME: (FIRST NAME) (M. NAME) COMPANY NAME:

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

WR40-1 (4/96)

ITEM	CONTINUATION		*	
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on their riparian land. Riparian land must be in the same watershed as the water source and must be ver have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

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The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available, including the following:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

#### STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 P ST. SACRAMENTO, CA (916) 322-4503

(916) 324-5741
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USES

	 O 17 (1 E 11 E 11 )	٠.	***

Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not

LOUIS J & RUSSELL W BIAGGI P O BOX 6 MANCHESTER, CALIF 95459

DIVERTER OF RECORD: "

TELEPHONE NUMBER: (707) 882-2347

☐ Gallons

Amounts

STATEMENT NO:

OCT 21 '87K.R.B.

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: BRUSH CREEK

TRIBUTARY TO: PACIFIC OCEAN

COUNTY: MENDOCINO

. "BIAGGI EAST PUMP"

SW  $\frac{1}{4}$  (no change in location of diversion but in description of location WITHIN: \$\\\\\/1/4 OF SW1/4 SECTION 24, T13N, R17W, MDB&M. advised SWRCB 7/86 on

INSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1. (Additional information on reverse side of this form.) 1987.

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	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1984					Х	х	Х	х	х		1		
1985					Х	to 6-30-8	35						
1006							to						

X X X 7-31-86 Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc. SEE ATTACHED Stockwatering \_ SEE ATTACHED Other (specify) Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) SEE ATTACHED If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

Louis J. Biaggi

OCT 2 0 1987

WR 40-1(11/85)

1986

\_\_\_\_\_, 19<u>87</u>\_\_, at \_

#### -GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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"Statements of Water Diversion and Use"
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"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

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# STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 901 PST. SACRAMENTO, CA (916) 322-4503 RECEIVED JAN 8 1990

## SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:  LOUIS J & RUSSELL W BIAGGT P O BOX 6  MANCHESTER, CALIF 95459  IF NAME/ADDRESS/PHONE NO.  SOURCE: BRUSH CAREK  TRIBUTARY TO: PACIFIC OCEAN  COUNTY: MENDOCINO  DIVERSION WITHIN: SW1/4 OF SW1/4 SECTION 24, T13N, R17W, MOBEM.  WITHIN: SW1/4 OF SW1/4 SECTION 24, T13N, R17W, MOBEM.  WITHIN: SW1/4 OF SW1/4 SECTION 24, T13N, R17W, MOBEM.  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed: If you replaced all or part of your regular water supply with reclaimed or politided water of ETURN Sorm.)  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed: If you replaced all or part of your reverse side; of this form.  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed: If you replaced all or part of your reverse side; of this form.  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed: If you replaced all or part of your reverse side; of this form.  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed: If you replaced all or part of your reverse side; of this form.  INSTRUCTIONS: Please complete Items A B and C. Item D should be completed. If you replaced all or part Items A B and C. Item D should be completed. If you replaced all or part Items A B and C. Item D should be completed. If you replaced all or part Items A B and C. Item D should be completed. If you replaced all or part Items A B and C. Item D should be completed. If you replaced all or part Items A B and C. Items A B													
TELEPHONE NUMBER:  TRIBUTARY TO: PACIFIC OCEAN  COUNTY: MENDOCINO  DIVERSION  WITHIN: SW1/4 OF SW1/4 SECTION 24, T13N, R17W, MDBM.  NSTRUCTIONS: Please complete Items A. B and C. Item D should be completed if you regilaced all or part of your regular water supply with reclaimed or polluted water of HETURN STORM.  A Amount of Use - Fill in the amount of water used  A Amount of Use - Fill in the amount of water was used.  If you have below are:  Jan. Feb. Mar. Apr. May June July Aug Sept. Oct. Now. Dec. Town (other water)  Jan. Feb. Mar. Apr. May June July Aug Sept. Oct. Now. Dec. Town (other water)  Irrigation  SEE ATTACHED  STOCKWatering  SEE ATTACHED  Domestic  NONE  Other (specify)  C. Changes in Method of Diversion - Describe any changes in your project since you previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  NONE  If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  NONE  Lideblate under paeality of pripriny that the information is this report is true to the best of my knowledge and belief.  Lideblate under paeality of pripriny that the information is this report is true to the best of my knowledge and belief.  Lideblate under paeality of pripriny that the information is this report is true to the best of my knowledge and belief.  Lideblate under paeality of pripriny that the information is this report is true to the best of my knowledge and belief.  BATER: June 28, 2990 19 at Manchester, California	DIVERTE	R OF RE	CORD:							STA	TEMEŅ	T NO:	010520
TRIBUTARY TO: PACIFIC OCEAN  COUNTY: MENDOCINO  DIVERSION WITHIN: SW1/4 OF SW1/4 SECTION 24. 713N. R17W. MDBSM.  NSTRUCTIONS: Please complete items A. B. and C. Item D should be completed if you replaced lill or part of your regular water supply with reclaimed or polluted water. BETURN: HIS FORM BY JULY 1. 1990. (Additional information on reverse side of this Form.)  A Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.  Jan. Feb. Mar. Apr. May June July Aug Sept. Oct. Nov. Dec. Acre-leet helpow are:  1987	P.	0 B0X 6	)			t l	19	8	7				
SOURCE: BRUSH CREEK  TRIBUTARY TO: PACIFIC OCEAN  COUNTY: HENDOCINO  DIVERSION WITHIN: SW1/4 OF SW1/4 SECTION 24, 713M, R17W, MDBEM, ADDITION NSTRUCTIONS: Please complete Items A B and C. Item D should be completed if you replaced ill or part of your regular water supply with reclaimed or polluted water. Amounts of this storm.) A Amount of Use - Fill in the amount of water used amounts of below are:    Amount of Use - Fill in the amount of water used   Acre-feet	<u> </u>	CF NAME/	ADDRES	S/PHON	E NO.	<b>,</b> ,		00	iq	PLE			
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1988  1989  3. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  Irrigation  SEE ATTACHED  Stockwatering  SEE ATTACHED  Domestic  NONE  Other (specify)  C. Changes in Method of Diversion - Describe any changes in your project since you previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  NONE  D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  None  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990  19 at Manchester, California		Jan. Fel	ر b. Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	
B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.    Irrigation	1987			х	Х	х	Х	x			i		
3. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.    Irrigation	1988			х	Х	x×			, i		1		
Purpose of Use - Specify number of acres irrigated, stock watered, perisons served, etc.   Irrigation	1989			五	х	Х	Х	-			٠.		
Other (specify)  C. Changes in Method of Diversion - Describe any changes in your project since you previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  NONE  NONE  D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  None  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990  19  10  11  12  13  14  15  16  16  17  17  18  19  19  10  10  11  11  11  12  13  14  15  16  16  17  17  18  18  18  18  18  18  18  18		Irrigation	· · · · · · · · · · · · · · · · · · ·	SE	E ATTA	CHED							
C. Changes in Method of Diversion - Describe any changes in your project since you previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  NONE  NONE  D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  None  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990  19  at Manchester, California	:	Domestic		NO	ONE								
previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)  NONE  NONE  NONE  If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  None  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990  19  at Manchester, California	Other	(specify)											· · · · · · · · · · · · · · · · · · ·
D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  N/N/A  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990 19 at Manchester, California	previou	s stateme	hod of D ent was	iversior filed.	ı - De (New	scribe pump,	any d enlar	change ged o	es in diversi	your on da	r proj am, Id	ect si ocation	nce your of
D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.  N/N/A  I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990 19 at Manchester, California	7_		····	NO	ONE								
D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.    Name		•											
I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990 . 19 . at Manchester,		, ,	······································	<del></del>	<del></del>					-	·		
I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.  DATED: June 28, 2990 . 19 . at Manchester,	D. If part indicate	of the e the ani	water lis nual amo	ounts o	of recla	aimed	or pol	luted	water	in the	space	e below	
DATED: June 28, 2990 . 19 . at Manchester,	I declare unde	r penalty of pe	rjury that the								,		
7 R 10 0001	DATED:	June 28,	2990	, 19		at	Man	cheste:	r,		1	· · · · · · · · · · · · · · · · · · ·	, California
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1989

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#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian</u> right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different water-shed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the S te.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriator

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They includes

"Statements of Water Diversion and Use"
"Information Pertaining to Water Rights in California"
"Water Rights for Stockponds Constructed Prior to 1969"
"Appropriation of Water in California"

### # 010520

ATTACHMENT FOR SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE 1987 1988 1989

B: The ranch has a total land area of 505 acres and rent addition acres. Over the past three years 1987, 1988 and 1989, we have irrigated approximately 300 acres each year, and have had stockwatering for our dairy herd which varies from 350-500 head. This is done under our riparian rights and our appropriative rights License \$7517 on Brush Creek and License \$7518 on Lagoon Lake in a commingled system.

Although these are two separate drainage basins and the ranch occurs in both basins, for our convenience and saving of power we currently operate these as a single irrigation system drawing from these two sources. It is difficult to distinguish between the waters of Brush Creek and Lagoon Lake or between the waters diverted under riparian rights or appropriative rights.

717 5 & 1000 Key,

DIV. OF LANGERT OF 4: 49

ATTACHMENT FOR STATE WATER RESOURCES CONTROL BOARD SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE To be filed by 7-1-87 for 1984, 85, and 86.

Statement No. 0150519 - NW1/4 of SW1/4 Section 24, T13N, R17W, CMDB&M and

Statement No. 0150520 - SW1/4 [should be SE1/4] of SW1/4 Section 24, T13N, R17W, MDB&M

The ranch has a total land area of 505 acres and in addition we rent approximately 486 acres. Over the past three years 1984, 1985, and 1986, we have irrigated approximately 300 acres each year, and have had stockwatering for our dairy herd which varies from 350-500 head. This is done under our riparian rights and our appropriative rights License #7517 on Brush Creek and License #7518 on Lagoon Lake in a commingled system.

Although these are two separate drainage basins and the ranch occurs in both basins, for purposes of efficiency we currently operate these as a single irrigation system drawing from these two sources. It is difficult to distinguish between the waters of Brush Creek and Lagoon Lake or between the waters diverted under riparian rights or appropriative rights.

In addition, we exercise riparian rights on rented lands. When the flow in Brush Creek will allow and there is need for irrigation of crops or permanent pasture, we exercise Lombardi riparian rights.

Item D. Not applicable.

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